

EXHIBIT A

to

Order Granting Preliminary Approval of  
Class Action Settlement

## Exhibit A Instructions for CLAIM FORM

### Important Information About Making a Claim for Settlement Relief

I. HOW TO MAKE A CLAIM FOR SETTLEMENT RELIEF
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#### A. Eligibility for Settlement Relief

You may be entitled to a reimbursement of certain charges for Lender-Placed Insurance that were imposed on your reverse mortgage account by Financial Freedom.<sup>1</sup>

If Financial Freedom charged you, or the Borrower from whom you inherited property that secured a reverse mortgage loan serviced by Financial Freedom, for a hazard or wind-only Lender-Placed Insurance (“LPI”) policy covering residential property issued by, subscribed by, or procured or obtained through Balboa Insurance Company, QBE Insurance Corporation, QBE FIRST Insurance Agency, Inc. n/k/a NGLS Insurance Services, Inc., MIC General Insurance Corporation, Seattle Specialty Insurance Services, Inc., Certain Underwriters at Lloyd’s, London, or Great Lakes Reinsurance (UK), PLC n/k/a Great Lakes Insurance SE during the period February 2, 2012 through July 31, 2018, you may be entitled to a payment in the amount of 6% or 10% of the net LPI premium for that LPI policy (“LPI Settlement Relief”).

#### B. How to Make a Claim for Settlement Relief

If you are entitled to and wish to make a claim for Settlement relief, you **must** complete the enclosed Claim Form, and mail it to *Gray v. CIT Bank*, c/o \_\_\_\_\_, P.O. Box \_\_\_\_\_, \_\_\_\_\_, \_\_\_\_ --\_\_\_\_, with a postmark of no later than 60 days after the Final Settlement Date (as defined in the Settlement Agreement),<sup>2</sup> or, if a private mail carrier is used, a label reflecting that the mail date is no later than 60 days after the Final Settlement Date (the “Claim Deadline”). You may also complete and submit a Claim Form on the Settlement Website [[www.GrayFinancialFreedomSettlementInfo.com](http://www.GrayFinancialFreedomSettlementInfo.com)] but must separately upload the required

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<sup>1</sup> “Financial Freedom” means Financial Freedom, a division of OneWest Bank, FSB, which later was known as Financial Freedom, a division of OneWest Bank, N.A., and later was known as Financial Freedom, a division of CIT Bank, N.A. (“CIT Bank”), until CIT Bank sold the Financial Freedom reverse mortgage servicing business on May 31, 2018.

<sup>2</sup> The Final Settlement Date is the date on which the judgment in this case (“Judgment”) becomes Final. If no appeal has been taken from the Judgment, the Final Settlement Date means the date on which the time to appeal has expired. If any appeal has been taken from the Judgment, the Final Settlement Date means the date on which all appeals have been finally disposed of in a manner that affirms the Judgment. Thus, the Claim Deadline will be no earlier than \_\_\_\_\_, 2020.

verification documents to the Settlement Website pursuant to the instructions on the Website, no later than the Claim Deadline. If the Court approves the Settlement and enters Judgment on the date of the Fairness Hearing and no appeal is filed, the deadline to submit a properly completed and accurate Claim Form will be no earlier than \_\_\_\_\_, 2020. If you fail to submit your Claim Form as required by these Instructions, you will not be able to obtain a settlement credit or payment.

## **1. Affirmations and Verification of Your Claim**

### **a. Borrowers**

If you are the Borrower and have been charged by Financial Freedom for an LPI Policy during the period February 2, 2012 through July 31, 2018, you must: (1) provide your telephone number and verify the pre-filled information on the enclosed Claim Form, and (2) sign the Verification contained in the Claim Form to receive a payment of Settlement Relief.

### **b. Representatives of Borrowers Pursuant to Powers of Attorney**

If you are the representative of a Borrower who is a member of the LPI Settlement Class, acting pursuant to a Power of Attorney (the “Claimant”), you must: (1) provide the information required for a Claimant on the enclosed Claim Form, (2) sign the Verification contained in the Claim Form, (3) submit a copy of the Power of Attorney, and (4) further confirm your authority to act on behalf of the Borrower by submitting one of the following:

- i. The signature of a witness who is 18 years of age or older representing and affirming that they have witnessed the Claimant sign the Claim Form, and this witness affirmation shall include the following: “I declare (or certify, verify, or state) under penalty of perjury that I witnessed the signing of this Claim Form by the Claimant and the foregoing is true and correct”; or
- ii. Provide a copy of a valid form of identification that contains a signature and photograph of the Claimant; or
- iii. Provide a copy of a Financial Freedom reverse mortgage statement issued to Borrower; or
- iv. Provide a notarial signature affirming that the Claimant executed the Claim Form making the required affirmations under oath in the presence of the notary, and bearing evidence of the notarial authority in compliance with the law of the state in which it is being executed (*e.g.*, a seal, *etc.*).<sup>3</sup>

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<sup>3</sup> Sample forms of the witness and notary verifications described above are available on the Settlement Website: [www.GrayFinancialFreedomSettlementInfo.com](http://www.GrayFinancialFreedomSettlementInfo.com).

**c. Representatives of Borrowers' Estates**

If you are the representative of a Borrower's estate and the Borrower is a member of the LPI Settlement Class (the "Claimant"), you must: (1) provide the information required for a Claimant on the enclosed Claim Form, (2) sign the Verification contained in the Claim Form, and (3) submit a certified copy of the Letters of Administration (called Letters Testamentary in some states).

**d. Inheritors of Borrower Property Pursuant to Will or Intestacy**

If you are an Inheritor of a deceased Borrower's property and the Borrower is a member of the LPI Settlement Class (the "Claimant"), you must: (1) provide the information required for a Claimant on the enclosed Claim Form, (2) sign the Verification contained in the Claim Form, and (3) submit a copy of a form of deed naming you as the current owner of the property (such as a Transfer on Death Deed and Death Certificate, Executor's Deed or Administrative Deed).

**e. Claimants Signing Claim Forms On Behalf of Deceased Co-Claimants With Claims Below \$150**

If you are signing a Claim Form on behalf of a Deceased Co-Claimant with a claim below \$150 (the "Claimant"), you must (in addition to providing all required information and documents and signing the Verification contained in the Claim Form) do the following:

- i. If you reside in California or Illinois, you must comply with California (California Probate Code §§ 13100-13115, specifically § 13101) or Illinois (755 ILCS 5/25-1) law by providing a complying "small estate" affidavit and accompanying documents.
- ii. If you reside in a state other than California or Illinois, you must sign (in the presence of a notary public) and submit an "Affidavit for Deceased Co-Claimant on Claims Under \$150 in States Other than California and Illinois," which is available on the Settlement Website: [www.GrayFinancialFreedomSettlementInfo.com](http://www.GrayFinancialFreedomSettlementInfo.com).

**2. Review of Your Claim**

Once you return your completed Claim Form, your claim will be reviewed by the Settlement Administrator. Subject to the audit of claims, if your Claim Form is properly completed, affirmed, and where appropriate verified, and the Settlement Administrator determines that your claim is valid, you will receive your Settlement Relief, subject to final approval by the Court.

**3. Audit of Claim Forms**

The Defendants in this case may separately audit or review Claim Forms submitted by Claimants. Any such audit may include a review of banking or real property records pertaining to the Claimant(s) and any property insured by the LPI policy, and a computerized search for any

bankruptcy filings in United States District Bankruptcy Court pertaining to the Claimant(s), or any deficiency judgment entered against the Claimant(s) in any state Court.

**II. IF YOU NEED FURTHER INFORMATION**

If you have any questions or would like further information about the terms of the settlement, your eligibility for Settlement Relief under the Settlement Agreement, or how to make a claim for settlement relief, you may visit [www.GrayFinancialFreedomSettlementInfo.com](http://www.GrayFinancialFreedomSettlementInfo.com), call us toll-free at 1-800-xxx-xxxx, or write to: \_\_\_\_\_, \_\_\_\_\_, \_\_\_\_\_ XXXXX.